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FILED

JAN 16 2020

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY CK DEPUTY CLERK

7 IN THE UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
9

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MARIO GONZALEZ,

14 Defendant.

CASE NO. 2: 2 0 - CR - 0 0 1 3 WBS

18 U.S.C. §§ 922(g)(1) and 924(e)(1) – Felon in
Possession of a Firearm; 18 U.S.C. § 924(d)(1) and
28 U.S.C. § 2461(c) – Criminal Forfeiture

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16 I N D I C T M E N T

17 The Grand Jury charges: T H A T

18 MARIO GONZALEZ,

19 defendant herein, on or about December 16, 2019, in the County of San Joaquin, State and Eastern
20 District of California, knowing that had he been convicted of a crime punishable by a term of
21 imprisonment exceeding one year, specifically:

22 (1) Inflicting a Corporal Injury on a Spouse or Cohabitant, in violation of California Penal Code
23 § 273.5, on or about November 20, 2001, in the County of San Mateo, California;

24 (2) Inflicting a Corporal Injury on a Spouse or Cohabitant, in violation of California Penal Code
25 § 273.5, on or about October 7, 2002, in the County of San Mateo, California;

26 (3) Inflicting a Corporal Injury on a Spouse or Cohabitant, in violation of California Penal Code
27 § 273.5, on or about October 21, 2011, in the County of San Joaquin, California;

28 (4) Battery Causing Serious Bodily Injury, in violation of California Penal Code § 243(d), on or

1 about October 21, 2011, in the County of San Joaquin, California;

2 (5) Reckless Driving Resulting in Specific Serious Injuries, in violation of California Vehicle
3 Code § 23015(b), on or about October 21, 2011, in the County of San Joaquin, California;
4 and,

5 (6) Felon in Possession of a Firearm, in violation of California Penal Code § 29800(a)(1), on or
6 about October 31, 2014, in the County of San Joaquin, California;

7 did knowingly possess a firearm, specifically, a Ruger New Vaquero .45 Caliber Revolver with serial
8 number 510-09881, in and affecting commerce, in that said firearm had previously been transported in
9 interstate and foreign commerce, in violation of Title 18, United States Code, Section 922(g)(1) and
10 924(e)(1).

11 FORFEITURE ALLEGATION: [18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c) – Criminal Forfeiture]

12 1. Upon conviction of the offense alleged in this Indictment, defendant MARIO
13 GONZALEZ shall forfeit to the United States pursuant to Title 18, United States Code, Section
14 924(d)(1) and Title 28, United States Code, Section 2461(c), any firearms and ammunition involved in
15 or used in the knowing commission of the offense.

16 2. If any property subject to forfeiture, as a result of the offense alleged in this Indictment,
17 for which defendant is convicted:

- 18 a. cannot be located upon the exercise of due diligence;
- 19 b. has been transferred or sold to, or deposited with, a third party;
- 20 c. has been placed beyond the jurisdiction of the Court;
- 21 d. has been substantially diminished in value; or
- 22 e. has been commingled with other property which cannot be divided without
23 difficulty;

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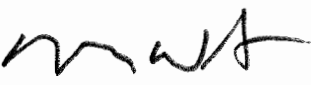
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1 it is the intent of the United States, pursuant to Title 28, United States Code, Section 2461(c), as
2 incorporated by Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of
3 defendant, up to the value of the property subject to forfeiture.
4

5 A TRUE BILL.

6 **/s/ Signature on file w/AUSA**

7
8 FOREPERSON

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10 McGREGOR W. SCOTT
11 United States Attorney
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No. _____

UNITED STATES DISTRICT COURT

Eastern District of California

Criminal Division

THE UNITED STATES OF AMERICA

vs.

MARIO GONZALEZ

I N D I C T M E N T

VIOLATION(S): 18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm;
18 U.S.C. § 924(d)(1) and; 28 U.S.C. § 2461(c) – Criminal Forfeiture

A true bill,

/s/ Signature on file w/AUSA

Foreman.

Filed in open court this 16 day

of JANUARY, A.D. 20 20

Clerk.

Bail, \$ -----

NO BAIL WARRANT

GPO 863 525

United States v. Mario Gonzalez
Penalties for Indictment

Defendant: **Mario Gonzalez**

SOLE COUNT:

VIOLATION: 18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm

PENALTIES: Standard Penalty

A term of imprisonment for up to 10 years,
A fine of up to \$250,000, or both fine and imprisonment,
A term of supervised release for up to 3 years.

If the Court finds that the defendant has **three** previous convictions for a violent felony or a serious drug offense, or both, committed on occasions different from one another, then pursuant to 18 U.S.C. § 924(e)(1), the offense is punishable by:

A term of imprisonment for not less than 15 years, up to life,
A fine of up to \$250,000, or both fine and imprisonment,
A term of supervised release for up to 5 years.

FORFEITURE ALLEGATION: **Mario Gonzalez**

VIOLATION: 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c) - Criminal Forfeiture

PENALTIES: As stated in the charging document